



## Dallas City Council Agenda

**Kenneth L. Woods, Jr., Presiding  
Monday, December 4, 2023**

**7:00 PM**

**Dallas City Hall, 187 SE Court St. Dallas, OR 97338**

### COUNCIL

**Mayor**

Kenneth L Woods, Jr.

**Council President**

Michael Schilling

**Councilor**

Nancy Adams

**Councilor**

Carlos Barrientos

**Councilor**

Larry Briggs

**Councilor**

Kirsten Collins

**Councilor**

Kim Fitzgerald

**Councilor**

Micah Jantz

**Councilor**

David Shein

**Councilor**

Debbie Virden

### CITY STAFF

**City Manager**

Brian Latta

**Asst. City Manager**

Emily Gagner

**City Attorney**

Lane Shetterly

**Police Chief**

Tom Simpson

**Fire & EMS Chief**

April Wallace

**Economic & Community**

Development Director

**Public Works Director**

Charlie Mitchell

**Library Director**

Gary Marks

**Finance Director**

Mark Johnson

**City Recorder**

Cecilia Ward

**City Recorder**

Kim Herring

All persons addressing the Council will please use the table at the front of the Council. All testimony is electronically streamed and recorded via the City of Dallas YouTube Channel:

<https://www.dallasor.gov/community/page/dallasyoutube>

*There has been discussion recently in the news and social media regarding the potential development of a homeless shelter on property in Dallas by Church @ the Park. The development that could be under consideration could require a conditional use permit to allow the shelter to be located in the industrial zone. A conditional use permit application, if filed, would be addressed through the land use process, which includes the opportunity for public comment and testimony at public hearings that would be held for that purpose, and all public comment and testimony concerning the project must be presented at those land use hearings. The city council will not receive public comment on the subject of the proposed project at this council meeting. Public comment on homelessness, in general, will be received, but comments on the particular project that may be the subject of a land use application must be reserved for public hearings on any application that may be filed.*

AGENDA ITEM	RECOMMENDED ACTION
1. ROLL CALL, PLEDGE OF ALLEGIANCE	
2. INTRODUCTIONS, RECOGNITIONS, PROCLAMATIONS	
3. PUBLIC HEARING a) Declaring a Dangerous Building - 573 E Ellendale Space #43	
4. PUBLIC COMMENT ( <b>SEE PAGE 3 FOR MORE INFORMATION</b> ) <i>This time is provided for citizens to comment on municipal issues and any agenda items other than public hearings.</i> <u>To submit public comment by live telephone, please call:</u> <b>+1 253 215 8782</b> <b>MEETING ID: 213 855 0622</b> *We encourage you to be logged into the public comment queue by 7:00PM*	



**Dallas City Council Agenda**  
**Monday, December 4, 2023**  
**7:00 pm**

<p>5. CONSENT AGENDA  <i>The following items are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which case the item will be removed from the Consent Agenda and considered separately.</i></p> <ul style="list-style-type: none"> <li>a) Approve November 20, 2023 Work Session Meeting Minutes</li> <li>b) Approve November 20, 2023 City Council Meeting Minutes</li> <li>c) Cancellation of December 18, 2023 City Council Meeting</li> </ul>	<p>MOTION</p>
<p>6. ITEMS REMOVED FROM CONSENT AGENDA</p>	
<p>7. REPORTS OR COMMENTS FROM MAYOR AND COUNCIL MEMBERS</p>	
<p>8. REPORTS FROM CITY MANAGER AND STAFF</p>	
<p>9. FIRST READING OF ORDINANCES</p>	
<p>10. SECOND READING OF ORDINANCES</p> <ul style="list-style-type: none"> <li>a) Ordinance No. 1889 Amending Dallas City Code Section 3.816, Relating to Street Trees</li> </ul>	<p>ROLL CALL VOTE</p>
<p>11. RESOLUTIONS</p> <ul style="list-style-type: none"> <li>a) Resolution No. 3518 Approving changes in rates for refuse and recycling collection service and related services, and repealing Resolution No. 3495</li> </ul>	<p>ROLL CALL VOTE</p>
<p>12. EXECUTIVE SESSION</p> <ul style="list-style-type: none"> <li>a) Pursuant to ORS 192.660(2)(i), which allows the Council to meet in executive session to review and evaluate the employment-related performance of the chief executive officer of any public body</li> </ul>	
<p>13. OTHER BUSINESS</p>	
<p>14. ADJOURNMENT</p>	



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Visit: [www.dallasor.gov/community/page/dallasyoutube](http://www.dallasor.gov/community/page/dallasyoutube)

### **Submit public testimony at a Dallas City Council Meeting or Planning Commission Meeting by Phone**

\*We encourage you to be logged into the public comment queue by 7:00PM to ensure your comments will be received\*

**Step 1:** Dial: **+1 (253) 215-8782**

**Step 2:** Enter Meeting ID: **213 855 0622**

**Step 3:** Press **#**. This will set your participant ID as your telephone number.


#### **Helpful Tips:**

- Make sure to call in before the meeting start time
- You will be asked to speak during the public comment portion of the meeting (See page 1 of the meeting agenda). You will be called upon by phone number once the public comment period begins. All testimony will be electronically recorded.
- Do not use your speakerphone when calling to submit public comments as it may affect call quality.
- Turn off the volume on YouTube if you choose to watch the video live on YouTube while simultaneously commenting via telephone, otherwise you may experience audio feedback.
- Press **\*6** to unmute yourself when asked by the recording secretary or presiding officer.



## OREGON

### CITY COUNCIL STAFF REPORT

**MEETING DATE:** December 4, 2023  
**AGENDA ITEM NO.** 3.a  
**TOPIC:** Dangerous Building Public Hearing  
**PREPARED BY:**  Brian Latta, City Manager  
**ATTACHMENTS:** A – Case File for Dangerous Building  
B – Dallas City Code Sections 8.400 – 8.455 (Dangerous Buildings Ordinance)  
C – Property Owner testimony

#### **RECOMMENDED ACTION:**

Staff recommends the City Council declare the building located at 573 E. Ellendale Space #43 as a Dangerous Building, and direct the City Attorney to prepare a resolution for the City Council to order the building owner to abate the dangerous building.

#### **BACKGROUND:**

Code Services staff have identified a building located at 573 E. Ellendale Space #43 which they believe to fall under the City's definition of a dangerous building. The case file, including photos of the building, is included with this report as **Attachment A**.

On November 6, 2023, the City Council scheduled a public hearing to be held on December 4, 2023 to consider the whether or not the building is a dangerous building. City staff prepared, mailed and posted notices, consistent with Dallas City Code Sections 8.415 and 8.420.

The following provisions from Dallas City Code Section 8.425 discuss the hearing process.

1. At the hearing, the owner or other persons interested in the dangerous building shall have a right to be heard.
2. The council may inspect the building and may consider facts observed in determining if the building is dangerous.
3. If the council determines that the building is dangerous, the council may by resolution:
  1. Order the building to be abated; or
  2. Order the building to be made safe and prescribe what must be done to make it safe.

Based on the photos in **Attachment A**, and a site visit, staff finds the building meets the definition of a Dangerous Building in the following ways:

- 4. Whenever any door, aisle, passageway, stairway or other means of exit is not of sufficient width or size or is not so arranged as to provide safe and adequate means of exit in case of fire or panic.
- 5. Whenever the walking surface of any aisle, passageway, stairway or other means of exit is so warped, worn, loose, torn or otherwise unsafe as to not provide safe and adequate means of exit in case of fire or panic.
- 10. Whenever any portion thereof has wracked, warped, buckled or settled to such an extent that walls or other structural portions have materially less resistance to winds or earthquakes than is required in the case of similar new construction.

The City Council, after hearing from the owner and other interested parties, will decide whether or not this building meets the definition of a Dangerous Building. The property owner has submitted written testimony and is included as **Attachment C**. If the Council decides the building does meet the definition of Dangerous Building, then the Council will have the following two options:

1. Order the building to be abated; or
2. Order the building to be made safe and prescribe what must be done to make it safe.

Between the two options above, staff recommends the City Council order the building to be abated. Either order would be made by Council resolution.

**SUMMARY TIMELINE:**

November 6, 2023 – City official notified City Council of a Dangerous Building, and the City Council considered a date, time and place for a public hearing.

November 15, 2023 – Notice of Public Hearing published in local newspaper. Mailed noticed will also be sent to owner of building and property owner, if different.

December 4, 2023 – City Council to hold a public hearing on the Dangerous Building

**FISCAL IMPACT:**

To be determined. The City may incur costs for abatement, if not completed by the building owner. If those costs are incurred by the City, they will be recovered through a property lien.

**RECOMMENDED MOTION:**

I move that the Council declare the building located at 573 E. Ellendale Space 43 a dangerous building, and direct the City Attorney to prepare a resolution ordering the building to be abated by the property owner within 30 days of the date of the order.

**ATTACHMENTS:**

A – Case file for Dangerous Building

B – Dallas City Code Sections 8.400 – 8.455 (Dangerous Buildings Ordinance)

C – Written testimony from property owner

## Case Summary

**AGENCY NAME**  
Dallas, OR

**CASE ID**  
CE-23-267

**LOCATION**  
573 E Ellendale Ave #43, Dallas, OR 97338

**VIOLATIONS**  
5.556 Scattering Rubbish, 5.452 Obnoxious Vegetation - Owner's responsibility, 5.582 Junk, 1.2.080 Building Permit and Certificate of Occupancy, 8.110 No Building Permit Obtained



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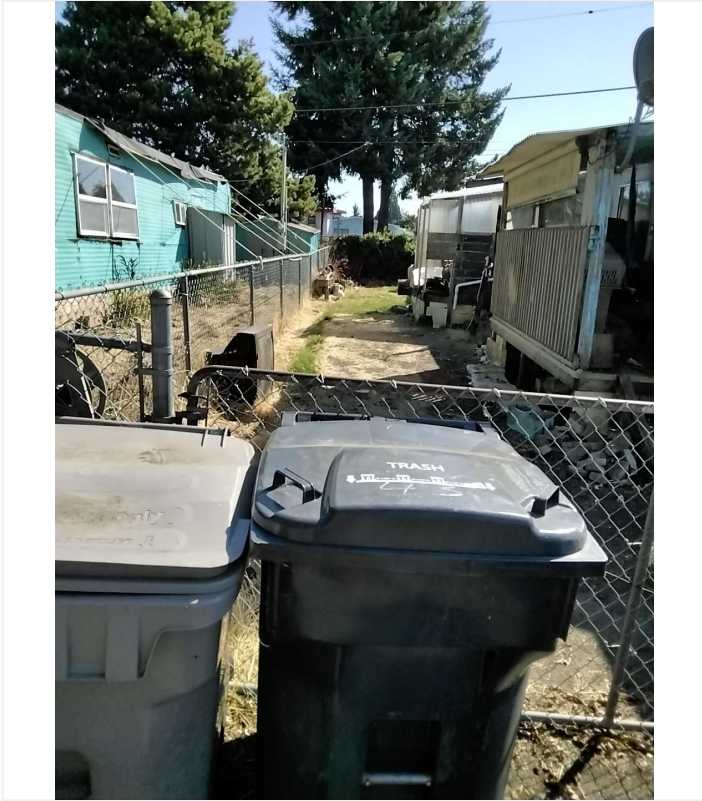
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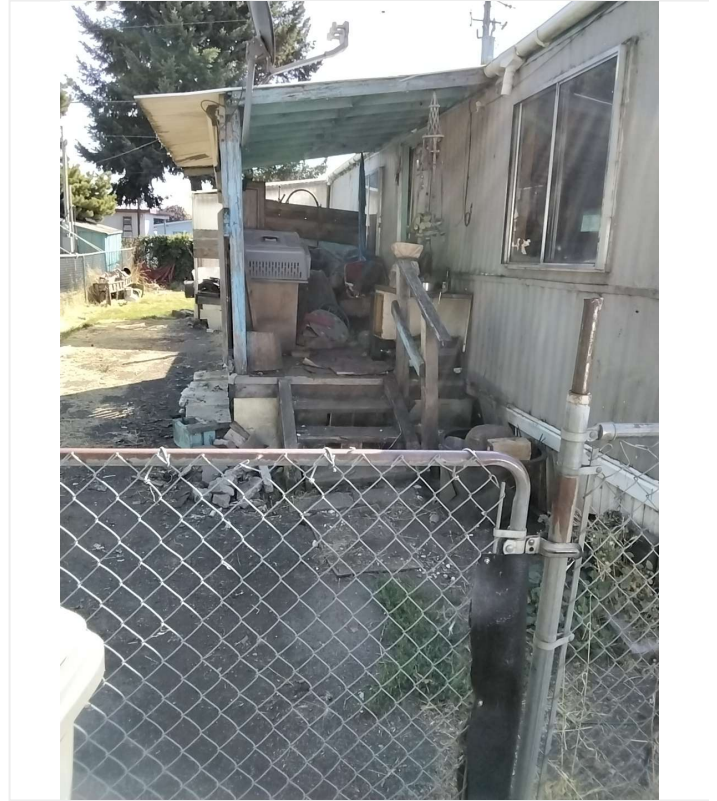


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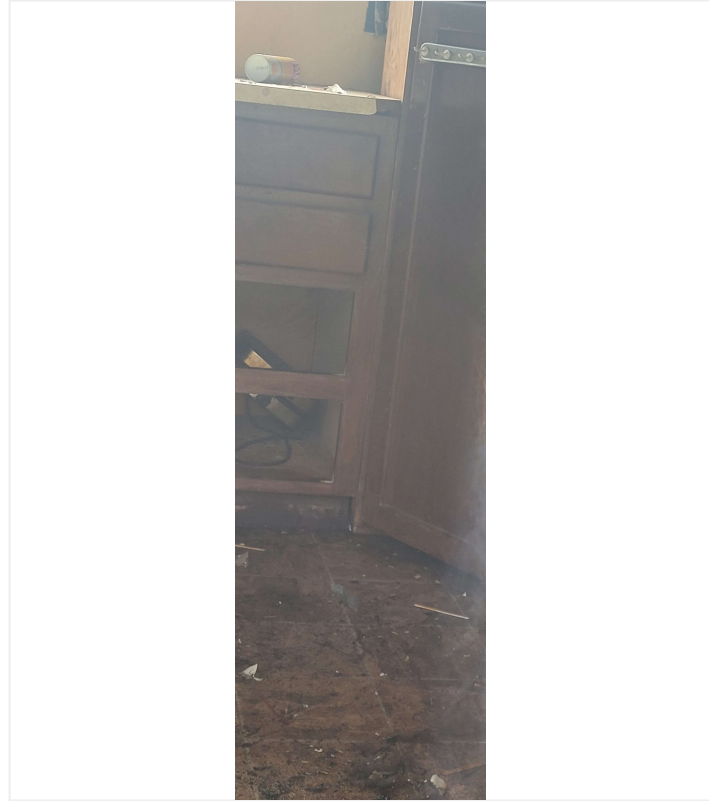


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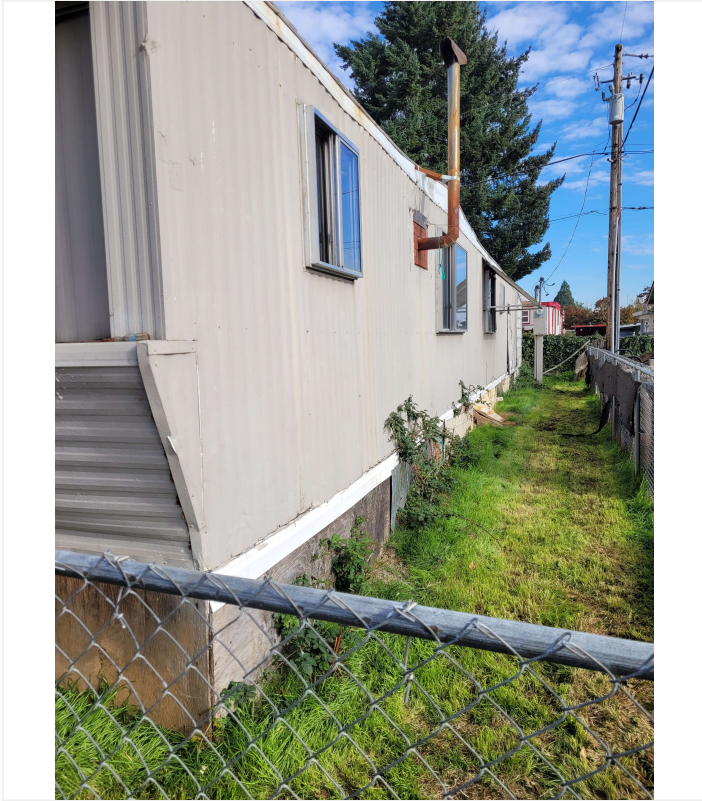
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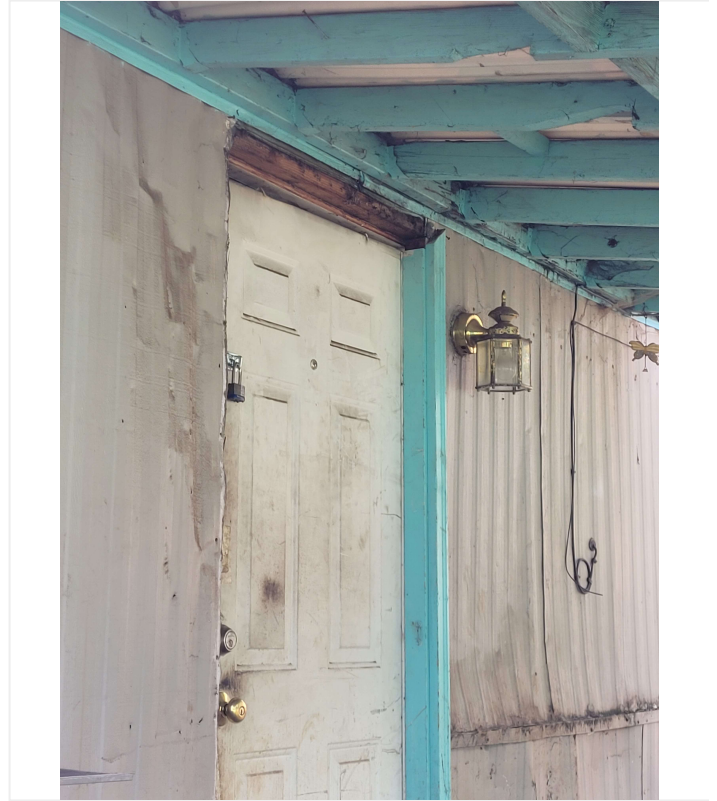
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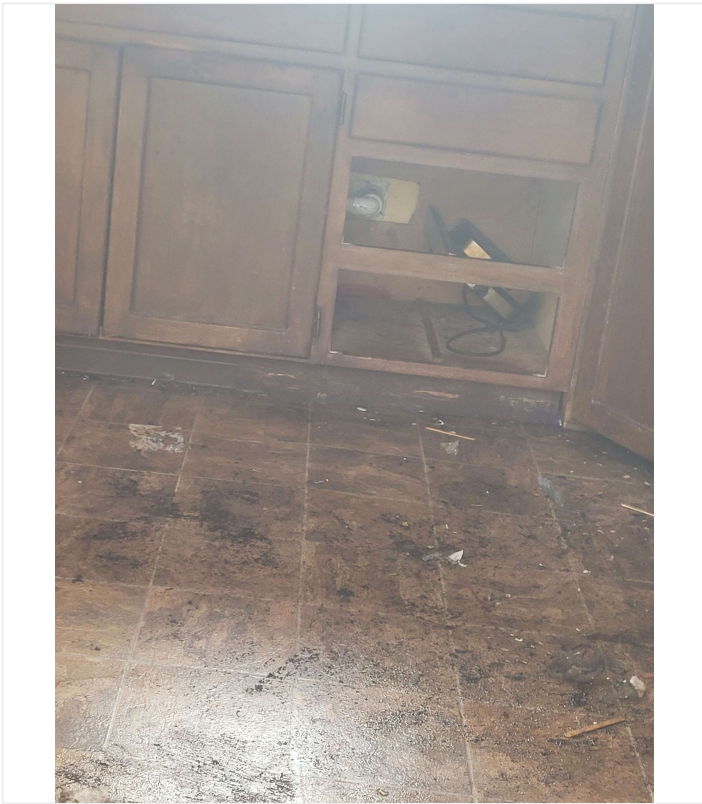
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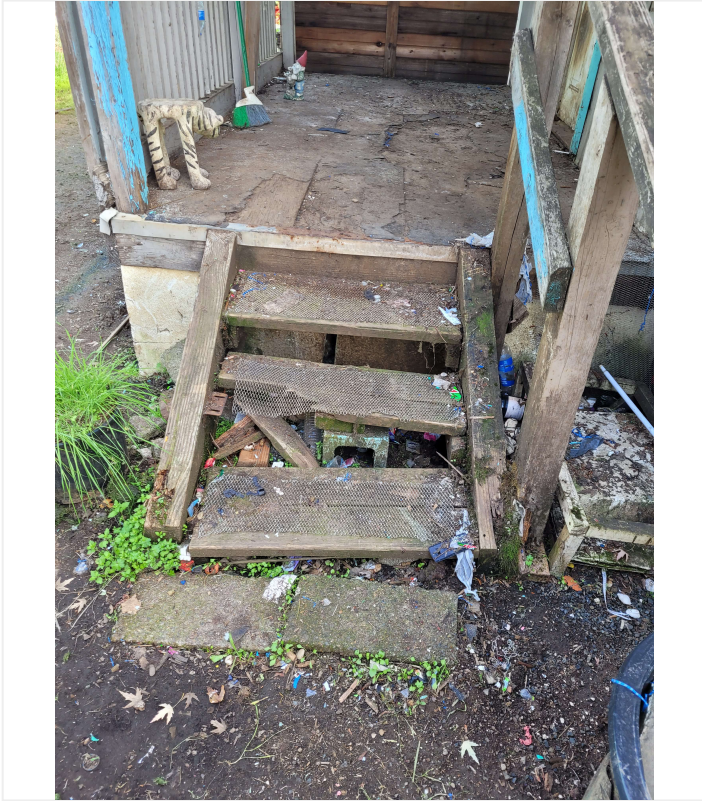
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## **DANGEROUS BUILDINGS**

## **ATTACHMENT B**

[8.400 Definitions](#)

[8.405 Nuisance Declared](#)

[8.410 Initial Action](#)

[8.415 Mailed Notice](#)

[8.420 Published And Posted Notices](#)

[8.425 Hearing](#)

[8.430 Council Orders; Notice](#)

[8.435 Abatement By The City](#)

[8.440 Assessment](#)

[8.445 Summary Abatement](#)

[8.450 Errors In Procedure](#)

[8.455 Penalty](#)

### **8.400 Definitions**

As used in sections 8.400 to 8.455, dangerous building means:

1. Any building or structure that is structurally unsafe or not provided with adequate egress, or that constitutes a fire hazard, or is otherwise dangerous to human life;
2. Any building or structure constituting a hazard to safety, health, or public welfare by reason of inadequate maintenance, dilapidation, obsolescence, fire hazard, disaster, damage, or abandonment;
3. Parapet walls, cornices, spires, towers, tanks, statuary and other appendages or structural members that are supported by, attached to, or a part of a building and which are in deteriorated condition or otherwise unable to sustain the design loads which are specified by the pertinent code.
4. Whenever any door, aisle, passageway, stairway or other means of exit is not of sufficient width or size or is not so arranged as to provide safe and adequate means of exit in case of fire or panic.
5. Whenever the walking surface of any aisle, passageway, stairway or other means of exit is so warped, worn, loose, torn or otherwise unsafe as to not provide safe and adequate means of exit in case of fire or panic.
6. Whenever the stress in any materials, member or portion thereof, due to all dead and live loads, is more than one and one half times the working stress or stresses allowed in the Building Code for new buildings of similar structure, purpose or location.
7. Whenever any portion thereof has been damaged by fire, earthquake, wind, flood or by any other cause, to such an extent that the structural strength or stability thereof is materially less than it was before such catastrophe and is less than the minimum requirements of the Building Code for new buildings of similar structure, purpose or location.
8. Whenever any portion or member or appurtenance thereof is likely to fail, or to become detached or dislodged, or to collapse and thereby injure persons or damage property.
9. Whenever any portion of a building, or any member, appurtenance or ornamentation on the exterior thereof is not of sufficient strength or stability, or is not so anchored, attached or fastened in place so as to be capable of resisting a wind pressure of one half of that specified in the Building Code for new buildings of similar structure, purpose or location without exceeding the working stresses permitted in the Building Code for such buildings.
10. Whenever any portion thereof has wracked, warped, buckled or settled to such an extent that walls or other structural portions have materially less resistance to winds or earthquakes than is required in the case of similar new construction.

## ATTACHMENT B

11. Whenever the building or structure, or any portion thereof, because of (i) dilapidation, deterioration or decay; (ii) faulty construction; (iii) the removal, movement or instability of any portion of the ground necessary for the purpose of supporting such building; (iv) the deterioration, decay or inadequacy of its foundation; or (v) any other cause, is likely to partially or completely collapse.
12. Whenever, for any reason, the building or structure, or any portion thereof, is manifestly unsafe for the purpose for which it is being used.
13. Whenever the exterior walls or other vertical structural members list, lean or buckle to such an extent that a plumb line passing through the center of gravity does not fall inside the middle one third of the base.
14. Whenever the building or structure, exclusive of the foundation, shows 33 percent or more damage or deterioration of its supporting member or members, or 50 percent damage or deterioration of its non-supporting members, enclosing or outside walls or coverings.
15. Whenever the building or structure has been so damaged by fire, wind, earthquake or flood, or has become so dilapidated or deteriorated as to become (i) an attractive nuisance to children; (ii) a harbor for vagrants, criminals or immoral persons; or as to (iii) enable persons to resort thereto for the purpose of committing unlawful or immoral acts.
16. Whenever any building or structure has been constructed, exists or is maintained in violation of any specific requirement or prohibition applicable to such building or structure provided by the building regulations of this jurisdiction, as specified in the Building Code or Housing Code, or of any law or ordinance of this state or jurisdiction relating to the condition, location or structure of buildings.
17. Whenever any building or structure which, whether or not erected in accordance with all applicable laws and ordinances, has in any nonsupporting part, member or portion less than 50 percent, or in any supporting part, member or portion less than 66 percent of the (i) strength, (ii) fire-resisting qualities or characteristics, or (iii) weather-resisting qualities or characteristics required by law in the case of a newly constructed building of like area, height and occupancy in the same location.
18. Whenever a building or structure, used or intended to be used for dwelling purposes, because of inadequate maintenance, dilapidation, decay, damage, faulty construction or arrangement, inadequate light, air or sanitation facilities, or otherwise is determined by the health officer to be unsanitary, unfit for human habitation or in such a condition that is likely to cause sickness or disease.
19. Whenever any building or structure, because of obsolescence, dilapidated condition, deterioration, damage, inadequate exits, lack of sufficient fire-resistive construction, faulty electric wiring, gas connections or heating apparatus, or other cause, is determined by the Fire Marshal to be a fire hazard.
20. Whenever any building or structure is in such a condition as to constitute a public nuisance known to the common law or inequity jurisprudence.
21. Whenever any portion of a building or structure remains on a site after the demolition or destruction of the building or structure or whenever any building or structure is abandoned for a period in excess of six months so as to constitute such building or portion thereof an attractive nuisance or hazard to the public.

## ATTACHMENT B

### **8.405 Nuisance Declared**

Every building found by the council to be a dangerous building is declared to be a public nuisance and may be abated by the procedures specified in sections 8.410 to 8.455 or by a suit for abatement brought by the city.

### **8.410 Initial Action**

When a city official determines that there is a dangerous building, the official shall report it to the council. The council shall, within a reasonable time, fix a time and place for a public hearing.

### **8.415 Mailed Notice**

1. The city manager shall notify the owner of the building and, if not the same person, the owner of the property on which the building is situated. The notice shall state:
  - a. That a hearing will be held concerning the nuisance character of the property; and
  - b. The time and place of the hearing.
2. A copy of this notice shall be posted on the property.

### **8.420 Published And Posted Notices**

Ten days' notice of the hearing shall be published in a newspaper of general circulation in the city or by posting notices in three public places in the city.

### **8.425 Hearing**

1. At the hearing, the owner or other persons interested in the dangerous building shall have a right to be heard.
2. The council may inspect the building and may consider facts observed in determining if the building is dangerous.
3. If the council determines that the building is dangerous, the council may by resolution:
  - a. Order the building to be abated; or
  - b. Order the building to be made safe and prescribe what must be done to make it safe.

### **8.430 Council Orders; Notice**

Five days' notice of the council's findings and any orders made by the council shall be given to the owner of the building, the owner's agent, or other person controlling it. If the orders are not obeyed and the building not made safe within the time specified by the order (not less than five days), the council may order the building demolished or made safe at the expense of the property on which it is situated.

### **8.435 Abatement By The City**

1. If the council orders are not complied with, the council may:
  - a. Specify the work to be done;
  - b. File a statement with the city manager; and
  - c. Advertise for bids for doing the work in the manner provided for advertising for bids for street improvement work.
2. Bids shall be received, opened and the contract let.

## ATTACHMENT B

### **8.440 Assessment**

1. The council shall determine the probable cost of the work and assess the cost against the property upon which the building is situated. The assessment shall be declared by resolution, and it shall be entered in the docket of city liens and become a lien against the property.
2. The creation of the lien and the collection and enforcement of the cost shall be performed in substantially the same manner as assessments for street improvements.

### **8.445 Summary Abatement**

1. The procedures of sections 8.400 to 8.455 need not be followed if a building is unmistakably dangerous and imminently endangers human life or property. In such an instance, the city manager may summarily take whatever steps are necessary to eliminate the dangerous condition, subject to subsection (2), below.
2. Except in case of an emergency that, in the city manager's judgment, threatens immediate risk to human life, the city manager shall provide notice to the owners and occupants of the building of intent to take summary action at least three days prior to taking such action. Such notice shall include a description of the dangerous condition and the steps the city manager proposes to take to abate the condition. Notice shall be given in the manner most reasonably calculated to provide the owners and occupants with actual notice of such action under the circumstances, including personal delivery, mail and electronic mail, and written notice shall be affixed in a conspicuous place to the building or posted in a conspicuous place on the property. Notice to one owner shall be deemed notice to all owners and notice to one occupant shall be deemed notice to all occupants. If the city manager has actual knowledge of a person other than an owner or occupant who is responsible for the property, the city manager shall provide such responsible person with notice as provided in this section as well, and notice to such responsible person shall be deemed notice to the owners and occupants.
3. If the city manager is unable, despite his or her reasonable efforts, to provide actual notice to the owner and occupants of the building, and any responsible person, such failure of the owners, occupants or responsible person to receive actual notice shall not limit the city manager's ability to exercise summary abatement under this section.

[Section 8.445 amended by Ordinance No. 1782, passed July 20, 2015]

### **8.450 Errors In Procedure**

Failure to conform to the requirements of sections 8.400 to 8.455 that does not substantially affect a legal right of a person does not invalidate a proceeding under sections 8.400 to 8.455.

### **8.455 Penalty**

1. A person who owns or is in possession or in charge of a dangerous building, and who allows the building to remain dangerous for as long as 10 days after receipt of the notice specified in section 8.430, is guilty of a Class C misdemeanor.
2. In lieu of a proceeding through the City Council under section 8.400 et seq., the city may charge a person who owns or is in possession or in charge of a dangerous building with a Class C misdemeanor in the Dallas Municipal Court. In such case, the provisions of section 8.440 regarding the assessment and creation of a lien for the cost of repairing or removing the dangerous building shall apply, with the word "municipal judge" substituted for the word "council."

[Section 8.455 amended by Ordinance No. 1590, passed April 17, 2000.]





Kim Herring <kim.herring@dallasor.gov>

---

## Fwd: Dallas Mobile Village, #43

1 message

---

**Susan Daniell** <mauimercedes@aol.com>  
To: kim.herring@dallasor.gov

Thu, Nov 30, 2023 at 11:31 AM

Sent from my iPhone

Begin forwarded message:

**From:** Susan Daniell <mauimercedes@aol.com>  
**Date:** November 29, 2023 at 3:54:24 PM PST  
**To:** kimherring@dallasor.gov  
**Subject:** Dallas Mobile Village, #43

Kim,

Attached is a copy of letter previously sent to Daylene Angland in Code Enforcement detailing my position regarding the home on space #43 in Dallas Mobile Village.

I have acknowledged that the most reasonable resolution of this situation is to have the home demolished rather than rehabbed and, to that end, have obtained bids from two different contractors to demolish and remove the home from the property. Selection of contractor will conclude within next few days, and demolition will be completed as soon as possible.

Please let me know if I can provide additional information.

Thank you,  
Susan Daniell, Managing Member  
Dallas Mobile Village, LLC

Sent from my iPad

Begin forwarded message:

**From:** Susan Daniell <mauimercedes@aol.com>  
**Date:** November 27, 2023 at 3:52:04 PM PST  
**To:** Code Services <codeservices@dallasor.gov>  
**Subject:** See attached document

Daylene,

I am requesting that the hearing in regard to the home in space #43 of Dallas Mobile Village be postponed until December 18, 2023, for the following reasons:

- 1) Home is currently unoccupied, secured, fenced and posted to prohibit trespass.
- 2) Demolition and removal of home will be completed as soon as can be scheduled by contractor.

3) Two contractors have inspected the home. Apex Property Clearing has submitted a bid. Attachment C Professional Abatement Contracting, LLC, has indicated bid will be available within next few days.

4) Upon review of bids and selection of contractor, demolition will be scheduled as soon as possible.

Please let me know if any additional information is needed.

Thank you,  
Susan Daniell

Sent from my iPad

On Nov 9, 2023, at 2:13 PM, Code Services <[codeservices@dallasor.gov](mailto:codeservices@dallasor.gov)> wrote:

Daylene Angland  
Code Services Specialist  
503-831-3562



<November 7 Dangerous Building doc.docx>



**MEETING MINUTES  
DALLAS CITY COUNCIL WORK SESSION  
187 SE COURT ST, DALLAS OR 97338**

**Monday, November 20, 2023**

1 Mayor Kenneth L. Woods, Jr. called the City Council Work Session to order on Monday, No-  
2 vember 20, 2023 at 5:30 pm.

3 **ROLL CALL**

4 **Councilors Present:** Council President Michael Schilling, Councilor Nancy Adams, Councilor  
5 Carlos Barrientos, Councilor Larry Briggs, Councilor Kirsten Collins, Councilor Kim Fitzgerald,  
6 Councilor Micah Jantz, Councilor David Shein and Councilor Debbie Virden

7 **Councilors Excused:** none

8 **Also Present:** Mayor Kenneth L. Woods, Jr., City Manager Brian Latta, Assistant City Manager  
9 Emily Gagner, City Attorney Lane Shetterly, Police Chief Tom Simpson, Fire & EMS Chief  
10 April Wallace, Finance Director Cecilia Ward, Economic & Community Development Director  
11 Charlie Mitchell, and City Recorder Kim Herring

12 **DEVELOPMENT CODE UPDATES**

13 Chase Ballew, City Planner, provided information regarding the proposed Development Code  
14 updates. There was a consensus of councilors to remove Topic #7 (Garage Openings and Shared  
15 Driveway Width) and Topic #8 (Bicycle Parking) from the current update as they feel there are  
16 other issues to be addressed prior to the proposed updates taking place.

17 **GENERAL FUND DISCUSSION**

18 Mr. Latta presented the staff report which reflected no changes from the report provided to coun-  
19 cil at the October 16, 2023 Work Session.

20 **ADJOURNMENT:** 6:51 pm



**MEETING MINUTES  
DALLAS CITY COUNCIL  
187 SE COURT ST, DALLAS, OR 97338**

**Monday, November 20, 2023**

1 Mayor Kenneth L. Woods, Jr. called the City Council meeting to order on Monday, November  
2 20, 2023 at 7:00 pm and read the following statement:

3 *"There has been discussion recently in the news and social media regarding the potential develop-*  
4 *ment of a homeless shelter on property in Dallas by Church @ the Park. The development that could*  
5 *be under consideration could require a conditional use permit to allow the shelter to be located in the*  
6 *industrial zone. A conditional use permit application, if filed, would be addressed through the land use*  
7 *process, which includes the opportunity for public comment and testimony at public hearings that*  
8 *would be held for that purpose, and all public comment and testimony concerning the project must be*  
9 *presented at those land use hearings. The city council will not receive public comment on the subject*  
10 *of the proposed project at this council meeting. Public comment on homelessness, in general, will be*  
11 *received, but comments on the particular project that may be the subject of a land use application*  
12 *must be reserved for public hearings on any application that may be filed."*

13 **ROLL CALL**

14 **Councilors Present:** Council President Michael Schilling, Councilor Nancy Adams, Councilor  
15 Carlos Barrientos, Councilor Larry Briggs, Councilor Kirsten Collins, Councilor Kim Fitzgerald,  
16 Councilor Micah Jantz, Councilor David Shein, and Councilor Debbie Virden

17 **Councilors Excused:** None

18 **Also Present:** Mayor Kenneth L. Woods, Jr., City Manager Brian Latta, Assistant City Manager  
19 Emily Gagner, City Attorney Lane Shetterly, Police Chief Tom Simpson, Fire & EMS Chief  
20 April Wallace, Finance Director Cecilia Ward, Public Works Director Gary Marks, Economic &  
21 Community Development Director Charlie Mitchell, Library Director Mark Greenhalgh-Johnson  
22 and City Recorder Kim Herring

23 **PUBLIC COMMENT**

24 Ann Hurd, Friends of the Dallas Aquatic Center, gave a brief update on fundraising and the do-  
25 nation that they made to repair the boiler.

26 Marianne Blanchard provided comments regarding homelessness.

27 Jim Williams provided comments regarding the general fund budget.

28 **CONSENT AGENDA**

29 Councilor Briggs moved and Councilor Shein seconded to approve the consent agenda as pre-  
30 sented. The motion passed with a vote of 9-0.

31 **REPORTS FROM CITY MANAGER AND STAFF**

32 **General Fund Decision**

33 Mr. Latta presented a staff report on the General Fund and the options to move forward. Council-  
34 lors discussed the options and decided to delay the decision so that a survey could be produced to  
35 solicit input from the public.

36 **Real Property Transaction**

37 Mr. Latta presented a staff report regarding the purchase of the property located at 147 SE Court  
38 St. The purchase will be funded by one time ARPA funds and will not impact the general fund.  
39 Councilor Schilling moved and Councilor Collins seconded to approve the purchase agreement  
40 for the property located at 147 SE Court Street and authorize the City Manager to sign the pur-  
41 chase agreement. The motion passed with a vote of 9-0.

42 **La Creole Node Master Plan Update**

43 Mr. Mitchell presented a staff report regarding the La Creole Node Master Plan update. He in-  
44 troduced the consultants who continued the presentation. Councilor Schilling moved and Council-  
45 lor Adams seconded to accept the updated La Creole Node Master Plan, Concept Plan #4, as

1 proposed and to direct staff to initiate the comprehensive plan map and text amendment, and de-  
2 velopment code text amendment processes to incorporate the changes proposed to the La Creole  
3 Node area. The motion passed with a vote of 9-0.

4 **FIRST READING OF ORDINANCES**

5 **Ordinance No. 1889 Amending Dallas City Code Section 3.816, Relating to Street Trees**

6 This is a minor amendment to reflect that the Public Works Director is the staff member who  
7 handles these applications. Mayor Woods declared Ordinance No. 1889 to have passed the first  
8 reading.

9 **SECOND READING OF ORDINANCES**

10 **Ordinance No. 1888 Amending Dallas City Code Section 5.016 Relating to the Consump-**  
11 **tion of Alcohol and Controlled Substances in Public Places**

12 This ordinance will amend Dallas City Code 5.016 to prohibit the consumption of controlled  
13 substances, as defined in ORS 475.005, in public places. A roll call vote was taken and passed  
14 with a vote of 9-0 with Councilors Adams, Barrientos, Briggs, Collins, Fitzgerald, Jantz, Schil-  
15 ling, Shein, and Virden voting yes.

16 **RESOLUTIONS**

17 **Resolution No. 3518 Approving Changes in Rates for Refuse and Recycling Collection Ser-**  
18 **vice and Related Services, and repealing Resolution No. 3495**

19 Mr. Latta presented the staff report regarding the rate increase and proposed addition of weekly  
20 pick up for recycling and yard waste. After some discussion amongst the council it was decided  
21 to not vote on adopting the resolution. The council would like to have the resolution presented at  
22 the next meeting with both rate schedules, with weekly pick up and without.

23 Mayor Woods called a recess of the regular meeting at 7:55 pm and opened the Executive Ses-  
24 sion at 7:57 pm.

25 **EXECUTIVE SESSION**

26 Pursuant to ORS 192.660(2)(f) to consider information or records that are exempt by public law  
27 from public inspection.

28 Mayor Woods adjourned the Executive Session at 8:25 pm and reconvened the regular council  
29 meeting.

30 **ADJOURNMENT: 8:26 pm**

31 **Read and approved this 4<sup>th</sup> day of December 2023.**

32

33 \_\_\_\_\_

34 **Mayor**


35

36 \_\_\_\_\_

37 **City Manager**



**CITY COUNCIL  
STAFF REPORT**

**MEETING DATE:** December 4, 2023  
**AGENDA ITEM NO.** 5.c  
**TOPIC:** Canceling December 18, 2023 City Council Meeting  
**PREPARED BY:** Emily Gagner  
**APPROVED BY:**  City Manager  
**ATTACHMENTS:** N/A

**RECOMMENDED ACTION:**

Approve canceling the December 18, 2023 City Council meeting

**BACKGROUND:**

The next Council meeting is scheduled on December 18, 2023. We have no urgent agenda items at this time, and the Council traditionally cancels this meeting due to its proximity to the Christmas holiday. As always, we can call a meeting if the need arises.

On a similar note, the December Council committee meetings normally scheduled for December 25<sup>th</sup> at 4pm have been rescheduled to December 18<sup>th</sup> at 4pm.

**SUMMARY TIMELINE:**

N/A

**FISCAL IMPACT:**


N/A

**RECOMMENDED MOTION:**

N/A – Approval of the Consent Agenda will approve meeting cancellation



## CITY COUNCIL STAFF REPORT

**MEETING DATE:** December 4, 2023  
**AGENDA ITEM NO.** 10.a  
**TOPIC:** Ordinance 1889 – Second Reading  
**PREPARED BY:**  Brian Latta, City Manager  
**ATTACHMENTS:** A – Ordinance 1889

### **RECOMMENDED ACTION:**

Staff recommends the City Council allow Ordinance 1889 to pass its second reading and place the ordinance for a roll call vote.

### **BACKGROUND:**

Upon reviewing municipal code section 3.816, staff discovered the need to amend the code to change the reviewing authority for street tree removal and replanting permits. These permits used to be handled by the Community Development Department, but are now processed by the Public Works Department. Staff recommend amending this section of the code to reflect this change (**Attachment A**).

### **SUMMARY TIMELINE:**

November 20, 2023 – First reading of Ordinance 1889 – An Ordinance Amending Dallas City Code Section 3.816, Relating to Street Trees.

December 4, 2023 – Second reading of Ordinance 1889 – An Ordinance Amending Dallas City Code Section 3.816, Relating to Street Trees, and placing the ordinance for a roll call vote.

### **FISCAL IMPACT:**

None

### **RECOMMENDED MOTION:**

N/A – Ordinance 1889 scheduled for its second reading, and will be subject to a roll call vote.

**CITY OF DALLAS  
ORDINANCE NO. 1889**

**AN ORDINANCE AMENDING DALLAS CITY CODE SECTION 3.816, RELATING  
TO STREET TREES.**

Be it ordained by the City Council of the City of Dallas, in the State of Oregon, as follows:

**SECTION 1:**        **AMENDMENT** “3.816 Removal Of Street Trees” of the Dallas Municipal Code is hereby *amended* as follows:

**BEFORE AMENDMENT**

3.816 Removal Of Street Trees

1. No person shall remove or cause to be removed a street tree without first obtaining a permit and complying with the requirements set forth in this section.
2. A person may remove a street tree only if the street tree is diseased or, by reason of its location or condition, constitutes a nuisance or hazard to public safety.
3. A person wishing to remove a street tree shall submit an application for a tree removal permit with the Community Development Director, who may refer the application to the Board. The application shall be accompanied by a fee as the council may establish by resolution, and shall include the following:
  - a. Facts that establish the reason for the removal of the tree, including the location, size, species and health of the tree;
  - b. Evidence satisfactory to the Director that the applicant has the right to remove the tree;
  - c. The name of the person or entity that will remove the tree and the person's or entity's qualifications. The tree may be removed only by the person or entity identified on the application.
4. An application under this section shall be accompanied by a report of an arborist that supports the application, unless this requirement is excused in the case of an emergency or for other good cause by the Director.
5. The person removing the tree shall obtain a good and sufficient bond or policy of general liability insurance insuring the city, its directors, officers, employees and agents, against liability for property damage, personal injury and death arising from or related to the removal of the tree, in such amount as the Director deems sufficient, and shall agree to defend, indemnify and hold the city, its directors, officers, employees and agents harmless from all claims, liabilities, demands arising from or relating to the removal of the tree.
6. All stumps of street trees shall be removed below the surface of the ground so that the top of the stump shall not project above the surface of the ground.



7. The Director may, as a condition of a permit under this section, require the applicant to replant a tree to replace the tree removed, in accordance with Dallas Development Code 3.2.040. If the Director determines that it would be unsafe, impractical or inappropriate to replant a tree on the same property as the property from which the tree was removed, the Director may require the applicant to pay the cost of replanting a tree to replace the tree removed on other public property. Such cost shall include the cost of the tree and a reasonable charge for labor, materials and equipment used to plant the tree.
8. In addition to the penalty provided in section 3.820, a person who removes a street tree without first obtaining a permit under this section shall be subject to prosecution for a criminal offense under this code or under state law.

[Section 3.816 added by Ordinance No. 1680, passed April 7, 2008; amended by Ordinance No. 1724, passed June 21, 2010.]

## AFTER AMENDMENT

### 3.816 Removal Of Street Trees

1. No person shall remove or cause to be removed a street tree without first obtaining a permit and complying with the requirements set forth in this section.
2. A person may remove a street tree only if the street tree is diseased or, by reason of its location or condition, constitutes a nuisance or hazard to public safety.
3. A person wishing to remove a street tree shall submit an application for a tree removal permit with the ~~Community Development~~Public Works Director, who may refer the application to the Board. The application shall be accompanied by a fee as the council may establish by resolution, and shall include the following:
  - a. Facts that establish the reason for the removal of the tree, including the location, size, species and health of the tree;
  - b. Evidence satisfactory to the Director that the applicant has the right to remove the tree;
  - c. The name of the person or entity that will remove the tree and the person's or entity's qualifications. The tree may be removed only by the person or entity identified on the application.
4. An application under this section shall be accompanied by a report of an arborist that supports the application, unless this requirement is excused in the case of an emergency or for other good cause by the Director.
5. The person removing the tree shall obtain a good and sufficient bond or policy of general liability insurance insuring the city, its directors, officers, employees and agents, against liability for property damage, personal injury and death arising from or related to the removal of the tree, in such amount as the Director deems sufficient, and shall agree to defend, indemnify and hold the city, its directors, officers, employees and agents harmless from all claims, liabilities, demands arising from or relating to the removal of the tree.
6. All stumps of street trees shall be removed below the surface of the ground so that the top of the stump shall not project above the surface of the ground.

7. The Director may, as a condition of a permit under this section, require the applicant to replant a tree to replace the tree removed, in accordance with Dallas Development Code 3.2.040. If the Director determines that it would be unsafe, impractical or inappropriate to replant a tree on the same property as the property from which the tree was removed, the Director may require the applicant to pay the cost of replanting a tree to replace the tree removed on other public property. Such cost shall include the cost of the tree and a reasonable charge for labor, materials and equipment used to plant the tree.
8. In addition to the penalty provided in section 3.820, a person who removes a street tree without first obtaining a permit under this section shall be subject to prosecution for a criminal offense under this code or under state law.

[Section 3.816 added by Ordinance No. 1680, passed April 7, 2008; amended by Ordinance No. 1724, passed June 21, 2010.]

PASSED AND ADOPTED BY THE CITY OF DALLAS CITY COUNCIL

\_\_\_\_\_.

Presiding Officer

Attest

\_\_\_\_\_  
Kenneth L. Woods, Jr., Mayor, City of  
Dallas


\_\_\_\_\_  
Brian Latta, City Manager, City of  
Dallas

\_\_\_\_\_  
Lane P. Shetterly, City Attorney, City  
of Dallas



## OREGON

### CITY COUNCIL STAFF REPORT

**MEETING DATE:** December 4, 2023  
**AGENDA ITEM NO.** 11.a  
**TOPIC:** Resolution No. 3518, A Resolution approving changes in rates for refuse and recycling collection service and related services, and repealing Resolution No. 3495  
**PREPARED BY:**  Brian Latta, City Manager  
**ATTACHMENTS:** A – Resolution 3518  
B – Rate Sheet including weekly pick up of recycling and yard debris

#### **RECOMMENDED ACTION:**

Staff recommends the City Council approve Resolution 3518.

#### **BACKGROUND:**

On October 16, 2023, the City Council directed the City Attorney to prepare a resolution enacting rate increases for our refuse and recycling service provided by Republic Services. In addition, the Council asked the resolution to reflect a change in service from every other week recycling and yard debris pickup to weekly pickup of these materials, beginning in January 2024.

On November 20, 2023, the City Council requested that the resolution be amended to retain the every other week recycling and yard debris pickup service, instead of moving to a weekly pickup schedule for these two services. Resolution 3518 has been amended to reflect this change.

The proposed resolution to enact the new rates has been prepared and is included with this report at **Attachment A**. **Attachment B** is the rate sheet that includes the costs of the weekly yard debris and recycling services, and is included with this report for comparison purposes only.

#### **SUMMARY TIMELINE:**

October 16, 2023 – Republic Services provided their annual report and requested increases to their rates for service. In addition, the company offered to provide weekly recycling and yard debris pickup.

November 20, 2023 – City Council considered Resolution 3518 to enact the proposed rate increases, including weekly recycling and yard debris pickup. The Council requested amending the resolution to retain every other week yard debris and recycling services.

December 4, 2023 – City Council will consider the amended Resolution 3518.

**FISCAL IMPACT:**

- Rates for all services would increase by 5.4%

**RECOMMENDED MOTION:**

N/A – Resolutions are considered by a roll call vote.

**ATTACHMENTS:**

A – Resolution 3518

B – Rate Sheet including weekly pick up of recycling and yard debris

RESOLUTION NO. 3518

A Resolution approving changes in rates for refuse and recycling collection service and related services, and repealing Resolution No. 3495.

WHEREAS, Corvallis Disposal Co., the owner and holder of the exclusive right, privilege and franchise to collect, transport and transfer waste within the City of Dallas, has applied to the City Council of the City of Dallas for changes in the rates for solid waste collection and recycling and related services as set forth in Resolution No. 3495 of the City of Dallas adopted and approved on December 5, 2022; and

WHEREAS, the City Council reviewed said application and determined therefrom that the desired service and rate changes are justifiable and that the new rates and services hereinafter set forth are reasonable and should be approved;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. The schedule of rates and charges established by Corvallis Disposal Co., and which are now on file at the City Manager's office, may be changed in accordance with the request of the Corvallis Disposal Co., to those amounts for those services as shown on Exhibit 1, attached hereto and by reference incorporated herein.

Section 2. The rates for those services set forth herein in Section 1 above shall become effective as of billing dates beginning on January 1, 2024, and on said date Resolution No. 3495, is repealed.

Adopted: December 4, 2023  
Approved: December 4, 2023

\_\_\_\_\_  
KENNETH L. WOODS, JR., MAYOR

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
BRIAN LATTA,  
CITY MANAGER

\_\_\_\_\_  
LANE P. SHETTERLY,  
CITY ATTORNEY

**Dallas Rates Effective 1/1/2024**

<b>Residential Rate:</b>	5.40%
<b>Commercial Rate:</b>	5.40%
<b>Industrial Rate:</b>	5.40%

**RESIDENTIAL SERVICE RATES:**

Residential Roll Cart	Current Monthly	Current Bi-Monthly	New Monthly	New Bi-monthly
1 Can (hand pickup)	\$24.25	\$48.50	\$25.56	\$51.12
20 gal	\$20.20	\$40.40	\$21.29	\$42.58
20 gal bi-weekly (for comparison)	N/A	N/A	\$17.70	\$35.40
32 gal	\$22.00	\$44.00	\$23.19	\$46.38
32 gal on-call (per pickup)	\$12.40	N/A	\$13.07	N/A
64 gal	27.8	\$55.60	\$30.25	\$60.50
90 gal	\$35.80	\$71.60	\$37.73	\$75.47
Extra Rec	\$12.40	\$24.80	\$13.07	\$26.14
Extra YC	\$12.40	\$24.80	\$13.07	\$26.14
Monthly Recycling Processing Surcharge	\$2.00	\$4.00	\$2.00	\$4.00
Rec only	\$12.40	\$24.80	\$13.07	\$26.14
Up the drive	\$24.90	\$49.80	\$26.24	\$52.49
YC Only	\$12.40	\$24.80	\$13.07	\$26.14

Misc. Charges and Limited Services	Current Rate	New Rate
APP-Appliance Without Freon	\$37.13	\$39.14
APN-Appliance With Freon	\$48.06	\$50.66
FUR-Furniture	\$38.40	\$40.47
BU 1 - Dead large animal	\$36.25	\$38.21
MAT - Mattress or Boxspring	\$33.65	\$35.47
EXB-Extra 32 gal can/bag/box/heavy	\$8.30	\$8.75
TRE-Christmas Trees (up to 8 ft and no tinsel, flocked, or after community tree pickup)	\$10.90	\$11.49
TIR-Tires w/o rim	\$13.90	\$14.65
BU3-Tires with rim	\$20.75	\$21.87
Truck Tires-ADTB	\$34.70	\$36.57
Truck Tires with rim-ADTB	\$41.60	\$43.85
Residential Extra Pickup (same day)	Hourly	Hourly
Residential Container Exchange (one time per year no charge)	\$22.12	\$23.31
Residential Delivery - Per Cart	\$10.00	\$10.00

COMMERCIAL SERVICE RATES:				
Temporary Commercial			New Rate	
Container Size	DUMP	EX DUMP	DUMP	EX DUMP
2 yd On Call	\$74.65	\$40.71	\$78.68	\$42.91

Commercial Front Load - Automatic	Weekly Collection Frequency (# Collections Per Week)						New Rate					
Container Size	1	2	3	4	5	EXT	1	2	3	4	5	EXT
1.5 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
2 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
3 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
4 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
6 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
8 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

Commercial Front Load - Manual	Weekly Collection Frequency (# Collections Per Week)							New Rate							
Container Size	NA	2	3	4	5	ON CALL / EXT	RENT	1	2	3	4	5	ON CALL / EXT	RENT	
1 yd	121.60	221.90	324.40	426.05	527.95	45.65	NA	136.01	258.57	376.34	496.55	617.02	41.07	32.07	
1.5 yd	151.10	284.30	417.50	550.85	684.10	47.49	NA	159.26	299.65	440.05	580.60	721.04	50.05	#VALUE!	
2 yd	183.55	349.00	514.00	782.68	678.95	57.26	NA	193.46	367.85	541.76	824.94	715.61	60.35	#VALUE!	
3 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
4 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
6 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
8 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	

Misc. Charges and Limited Services	Current Rate	New Rate
Commercial Food Waste - Emptied Weekly	NA	NA
Commercial Food Waste - Emptied Weekly- extra cart (each)	NA	NA
Commercial Container Delivery/Redelivery	\$35.00	\$35.00
Commercial Exchange	NA	NA
Dry Run/Empty Removal-DRY (Commercial)	\$68.14	\$71.82
Each Extra Person Req To Pu Loose Garbage Per Min-EP1	\$1.12	\$1.18
Time per minute to p/u loose garbage-MIN	\$1.12	\$1.18
EP1- Container Off-route pickup- in area (25 min)	\$62.20	\$65.56
EP1- Container Off-route pickup- out of area (25 min)	\$62.20	\$65.56
Commercial Yard Debris Each Extra Cart	NA	NA
Commercial Comingle Recycling	\$2.00	\$2.11
Extra loose garbage per yard-EXY	\$31.79	\$33.51
EXY- Extra Yardage (Commercial)	\$31.79	\$33.51
LLK-Locking Container Set Up (Commercial)	\$62.20	\$65.56
LOC-Lock & Key	NA	NA
XCS- Container overweigh charges per 500lbs	NA	NA

On Call Containers/EXT Rates	Current Rate Dump Fee	Current Rate Rent	New Rate Dump Fee	New Rate Rent
1yd	NA	NA	NA	NA
1.5yd	NA	NA	NA	NA
2yd	NA	NA	NA	NA
3yd	NA	NA	NA	NA
4yd	NA	NA	NA	NA
6yd	NA	NA	NA	NA
8yd	NA	NA	NA	NA

**INDUSTRIAL SERVICE RATES:**

Drop Box - Solid Waste - Open Top/Lidded					New Rate			
	10	20	30	40	10	20	30	40
<b>PREPAYMENT</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>
Delivery	\$57.36	\$57.36	\$57.36	\$57.36	\$57.93	\$60.46	\$60.46	\$60.46
Haul	\$293.66	\$293.66	\$308.54	\$323.55	\$296.60	\$309.52	\$325.20	\$341.02
Disposal	\$556.00	\$56.00	\$56.00	\$56.00	N/A	\$59.02	\$59.02	\$59.02
Environmental Fee	\$19.71	\$19.71	\$19.71	\$19.71	N/A	\$20.77	\$20.77	\$20.77
Dry Run	\$57.36	\$57.36	\$57.36	\$57.36	\$57.93	\$60.46	\$60.46	\$60.46
Temp Rent - starts day after delivery	\$355.58	\$355.58	\$355.58	\$355.58	\$359.14	\$374.78	\$374.78	\$374.78
Perm Rent	\$132.40	\$132.40	\$132.40	\$132.40	\$155.86	\$139.55	\$139.55	\$139.55
Perm Rent Lidded	\$154.32	\$154.32	\$154.32	\$161.00	\$155.86	\$162.65	\$162.65	\$169.69
Perm Rent Lidded not crank	\$185.63	\$185.63	\$185.63	\$192.53	\$187.49	\$195.65	\$195.65	\$202.93

Compactor - Solid Waste/Cardboard					New Rate			
	15	20	30	40	15	20	30	40
<b>PREPAYMENT</b>	<b>\$350.00</b>	<b>\$350.00</b>	<b>\$350.00</b>	<b>\$400.00</b>	<b>\$350.00</b>	<b>\$350.00</b>	<b>\$350.00</b>	<b>\$400.00</b>
Delivery	\$58.05	\$56.53	\$56.53	\$56.53	\$61.18	\$59.58	\$59.58	\$59.58
Haul	\$248.80	\$248.80	\$248.80	\$265.40	\$262.24	\$262.24	\$262.24	\$279.73
Disposal	\$56.00	\$56.00	\$56.00	\$56.00	\$59.02	\$59.02	\$59.02	\$59.02
Environmental Fee	\$19.71	\$19.71	\$19.71	\$19.71	\$20.77	\$20.77	\$20.77	\$20.77
Dry Run	\$68.14	\$68.14	\$68.14	\$68.14	\$71.82	\$71.82	\$71.82	\$71.82
Temp Rent - starts day after delivery	\$414.80	\$414.80	\$414.80	\$414.80	\$437.20	\$437.20	\$437.20	\$437.20
Perm Rent	\$136.85	\$136.85	\$136.85	\$136.85	\$144.24	\$144.24	\$144.24	\$144.24
Perm Rent Lidded	\$166.25	\$166.25	\$166.25	\$166.25	\$175.23	\$175.23	\$175.23	\$175.23
Perm Rent Lidded not crank	NA	NA	NA	NA	NA	NA	NA	NA

Security Box	40	New Rate
Delivery per hour, one hour minimum	\$35.00	\$36.89
Rent	\$119.00	\$120.00

Misc. Charges and Limited Services	Current Rate	New Rate
Delivery - Industrial	\$58.05	\$61.18
Dry Run/Empty Removal-DRY (Industrial)	\$68.14	\$71.82
EXC - Industrial Exchange	Hourly	Hourly
EXC - Industrial Exchange Offsite	Hourly	Hourly
Industrial Relocate-REL	\$74.65	\$78.68



<b>Fee</b>	<b>Current</b>	<b>New</b>
Account Origination Fee	\$ 10.00	\$ 10.00
Cart Recovery/Replacement	\$ 75.00	\$ 75.00
Commercial Container Recovery Fee	\$ 480.00	\$ 480.00
Industrial Container Recovery Fee	\$ 3,000.00	\$ 3,000.00
Contaminated Recycle or Yard Waste Cart	\$ 15.00	\$ 15.00
Late Fee	1.50%	1.50%
Monthly Recycle Processing Surcharge	\$ 2.00	\$ 2.00
Returned Check Fee	\$ 25.00	\$ 25.00
Service Interrupt Fee	\$ 30.00	\$ 30.00

<b>Dallas Rates Effective 1/1/2024</b>	
<b>Residential Rate:</b>	5.40%
<b>Commercial Rate:</b>	5.40%
<b>Industrial Rate:</b>	5.40%

Includes weekly pick up of recycling and yard waste bins.

<b>RESIDENTIAL SERVICE RATES:</b>				
<b>Residential Roll Cart</b>	<b>Current Monthly</b>	<b>Current Bi-Monthly</b>	<b>New Monthly</b>	<b>New Bi-monthly</b>
1 Can (hand pickup)	\$24.25	\$48.50	\$29.56	\$59.12
20 gal	\$20.20	\$40.40	\$25.29	\$50.58
20 gal bi-weekly (for comparison)	N/A	N/A	\$21.70	\$43.40
32 gal	\$22.00	\$44.00	\$27.19	\$54.38
32 gal on-call (per pickup)	\$12.40	N/A	\$17.07	N/A
64 gal	27.8	\$55.60	\$34.25	\$68.50
90 gal	\$35.80	\$71.60	\$41.73	\$83.47
Extra Rec	\$12.40	\$24.80	\$13.07	\$26.14
Extra YC	\$12.40	\$24.80	\$13.07	\$26.14
Monthly Recycling Processing Surcharge	\$2.00	\$4.00	\$2.00	\$4.00
Rec only	\$12.40	\$24.80	\$17.07	\$34.14
Up the drive	\$24.90	\$49.80	\$26.24	\$52.49
YC Only	\$12.40	\$24.80	\$13.07	\$26.14

<b>Misc. Charges and Limited Services</b>	<b>Current Rate</b>	<b>New Rate</b>
APP-Appliance Without Freon	\$37.13	\$39.14
APN-Appliance With Freon	\$48.06	\$50.66
FUR-Furniture	\$38.40	\$40.47
BU 1 - Dead large animal	\$36.25	\$38.21
MAT - Mattress or Boxspring	\$33.65	\$35.47
EXB-Extra 32 gal can/bag/box/heavy	\$8.30	\$8.75
TRE-Christmas Trees (up to 8 ft and no tinsel, flocked, or after community tree pickup)	\$10.90	\$11.49
TIR-Tires w/o rim	\$13.90	\$14.65
BU3-Tires with rim	\$20.75	\$21.87
Truck Tires-ADTB	\$34.70	\$36.57
Truck Tires with rim-ADTB	\$41.60	\$43.85
Residential Extra Pickup (same day)	Hourly	Hourly
Residential Container Exchange (one time per year no charge)	\$22.12	\$23.31
Residential Delivery - Per Cart	\$10.00	\$10.00

**COMMERCIAL SERVICE RATES:**

Temporary Commercial		New Rate		
Container Size	DUMP	EX DUMP	DUMP	EX DUMP
2 yd On Call	\$74.65	\$40.71	\$78.68	\$42.91

Commercial Front Load - Automatic Container Size	Weekly Collection Frequency (# Collections Per Week)						New Rate					
	1	2	3	4	5	EXT	1	2	3	4	5	EXT
1.5 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
2 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
3 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
4 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
6 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
8 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

Commercial Front Load - Manual Container Size	Weekly Collection Frequency (# Collections Per Week)							New Rate							
	NA	2	3	4	5	ON CALL / EXT	RENT	1	2	3	4	5	ON CALL / EXT	RENT	
1 yd	121.60	221.90	324.40	426.05	527.95	45.65	NA	136.01	258.57	376.34	496.55	617.02	41.07	32.07	
1.5 yd	151.10	284.30	417.50	550.85	684.10	47.49	NA	159.26	299.65	440.05	580.60	721.04	50.05	#VALUE!	
2 yd	183.55	349.00	514.00	782.68	678.95	57.26	NA	193.46	367.85	541.76	824.94	715.61	60.35	#VALUE!	
3 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
4 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
6 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	
8 yd	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	

Misc. Charges and Limited Services	Current Rate	New Rate
Commercial Food Waste - Emptied Weekly	NA	NA
Commercial Food Waste - Emptied Weekly- extra cart (each)	NA	NA
Commercial Container Delivery/Redelivery	\$35.00	\$35.00
Commercial Exchange	NA	NA
Dry Run/Empty Removal-DRY (Commercial)	\$68.14	\$71.82
Each Extra Person Req To Pu Loose Garbage Per Min-EP1	\$1.12	\$1.18
Time per minute to p/u loose garbage-MIN	\$1.12	\$1.18
EP1- Container Off-route pickup- in area (25 min)	\$62.20	\$65.56
EP1- Container Off-route pickup- out of area (25 min)	\$62.20	\$65.56
Commercial Yard Debris Each Extra Cart	NA	NA
Commercial Comingle Recycling	\$2.00	\$2.11
Extra loose garbage per yard-EXY	\$31.79	\$33.51
EXY- Extra Yardage (Commercial)	\$31.79	\$33.51
LLK-Locking Container Set Up (Commercial)	\$62.20	\$65.56
LOC-Lock & Key	NA	NA
XCS- Container overweigh charges per 500lbs	NA	NA

On Call Containers/EXT Rates	Current Rate	Current Rate	New Rate	New Rate
	Dump Fee	Rent	Dump Fee	Rent
1yd	NA	NA	NA	NA
1.5yd	NA	NA	NA	NA
2yd	NA	NA	NA	NA
3yd	NA	NA	NA	NA
4yd	NA	NA	NA	NA
6yd	NA	NA	NA	NA
8yd	NA	NA	NA	NA

**INDUSTRIAL SERVICE RATES:**

Drop Box - Solid Waste - Open Top/Lidded					New Rate			
	10	20	30	40	10	20	30	40
<b>PREPAYMENT</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>	<b>\$325.00</b>
Delivery	\$57.36	\$57.36	\$57.36	\$57.36	\$57.93	\$60.46	\$60.46	\$60.46
Haul	\$293.66	\$293.66	\$308.54	\$323.55	\$296.60	\$309.52	\$325.20	\$341.02
Disposal	\$556.00	\$56.00	\$56.00	\$56.00	N/A	\$59.02	\$59.02	\$59.02
Environmental Fee	\$19.71	\$19.71	\$19.71	\$19.71	N/A	\$20.77	\$20.77	\$20.77
Dry Run	\$57.36	\$57.36	\$57.36	\$57.36	\$57.93	\$60.46	\$60.46	\$60.46
Temp Rent - starts day after delivery	\$355.58	\$355.58	\$355.58	\$355.58	\$359.14	\$374.78	\$374.78	\$374.78
Perm Rent	\$132.40	\$132.40	\$132.40	\$132.40	\$155.86	\$139.55	\$139.55	\$139.55
Perm Rent Lidded	\$154.32	\$154.32	\$154.32	\$161.00	\$155.86	\$162.65	\$162.65	\$169.69
Perm Rent Lidded not crank	\$185.63	\$185.63	\$185.63	\$192.53	\$187.49	\$195.65	\$195.65	\$202.93

Compactor - Solid Waste/Cardboard					New Rate			
	15	20	30	40	15	20	30	40
<b>PREPAYMENT</b>	<b>\$350.00</b>	<b>\$350.00</b>	<b>\$350.00</b>	<b>\$400.00</b>	<b>\$350.00</b>	<b>\$350.00</b>	<b>\$350.00</b>	<b>\$400.00</b>
Delivery	\$58.05	\$56.53	\$56.53	\$56.53	\$61.18	\$59.58	\$59.58	\$59.58
Haul	\$248.80	\$248.80	\$248.80	\$265.40	\$262.24	\$262.24	\$262.24	\$279.73
Disposal	\$56.00	\$56.00	\$56.00	\$56.00	\$59.02	\$59.02	\$59.02	\$59.02
Environmental Fee	\$19.71	\$19.71	\$19.71	\$19.71	\$20.77	\$20.77	\$20.77	\$20.77
Dry Run	\$68.14	\$68.14	\$68.14	\$68.14	\$71.82	\$71.82	\$71.82	\$71.82
Temp Rent - starts day after delivery	\$414.80	\$414.80	\$414.80	\$414.80	\$437.20	\$437.20	\$437.20	\$437.20
Perm Rent	\$136.85	\$136.85	\$136.85	\$136.85	\$144.24	\$144.24	\$144.24	\$144.24
Perm Rent Lidded	\$166.25	\$166.25	\$166.25	\$166.25	\$175.23	\$175.23	\$175.23	\$175.23
Perm Rent Lidded not crank	NA	NA	NA	NA	NA	NA	NA	NA

Security Box	40	New Rate
Delivery per hour, one hour minimum	\$35.00	\$36.89
Rent	\$119.00	\$120.00

Misc. Charges and Limited Services	Current Rate	New Rate
Delivery - Industrial	\$58.05	\$61.18
Dry Run/Empty Removal-DRY (Industrial)	\$68.14	\$71.82
EXC - Industrial Exchange	Hourly	Hourly
EXC - Industrial Exchange Offsite	Hourly	Hourly
Industrial Relocate-REL	\$74.65	\$78.68

<b>Fee</b>	<b>Current</b>	<b>New</b>
Account Origination Fee	\$ 10.00	\$ 10.00
Cart Recovery/Replacement	\$ 75.00	\$ 75.00
Commercial Container Recovery Fee	\$ 480.00	\$ 480.00
Industrial Container Recovery Fee	\$ 3,000.00	\$ 3,000.00
Contaminated Recycle or Yard Waste Cart	\$ 15.00	\$ 15.00
Late Fee	1.50%	1.50%
Monthly Recycle Processing Surcharge	\$ 2.00	\$ 2.00
Returned Check Fee	\$ 25.00	\$ 25.00
Service Interrupt Fee	\$ 30.00	\$ 30.00